

First Media Group
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08/10/2013

To: Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Subject: Appeal of USAC Funding Decision

Docket 02-6

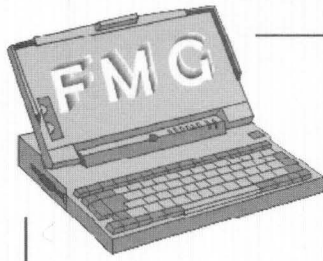
Request for Review

Re: FRNs 2118906, 2004370, 2004364, 2004295 & 2004294.

Form 471 # 783026, 742366 & 742326

This letter is to appeal the Notification of Commitment Adjustment Letter dated June 26, 2013. After a thorough review, it was determined that the funding commitment for this request must be rescinded in full. During a review, it was determined that funding was provided for the following ineligible item: Redundant PBX- Bogen PBX Expansion Unit Maintenance.

This funding request was for the installation and/or maintenance of a Bogen System.



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We would like to appeal this decision based on the following:

At the time we submitted these proposals the Bogen PBX Expansion Unit was listed as an eligible product on the Schools and Libraries Web Site.

The Bogen PBX Expansion Unit also qualify as an eligible "Private Branch Exchange (PBX)" and as a "Key System". As per the Eligible Services List.

"Centralized components that are an essential element in the transport of telephone services within a school or library are eligible. This includes:

Private Branch Exchange (PBX)

In addition, the following features are eligible:

Automatic Route Selection

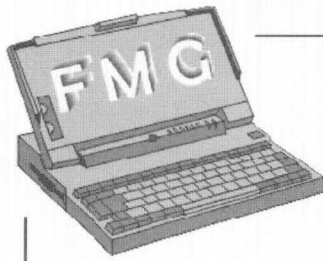
E911

Voice Compression Module

Voice Interface Card

An intercom system that is an integral component of a PBX or

Other eligible product can be included in the cost of the
eligible component"



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The Bogen PBX Expansion functioning as a "Private Branch Exchange (PBX)" provides telephone services (to the Public Switched Network and for internal use) is should therefore an eligible product.

Some school had selected a Bogen system and a primary PBX as the found these system to be the most appropriate and cost effective product for each different type of application. The primary PBX provides the capability for advanced multiline telephone instruments, IP Telephones, voicemail and standard and advanced telephone line interface such as PRI or SIP Trunks. For the areas of the school that require standard telephone service such as class rooms the schools requested a Bogen system. The Bogen System and the "primary" PBX are integrated in such a way that they are effectively one system, station-to-station calls and calls to the public switched network flow freely between the two systems.

Additionally, USAC approved the Bogen systems at the same while it also approved the primary PBX. USAC was obviously was aware that Bogen is used for a PBX classroom expansion. It was only a couple of years later after the system was installed that USAC changed the eligibility requirements.

A handwritten signature in black ink, appearing to read 'Malka Silberman'.

Malka Silberman,
President